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WRITER'S DIRECT

July 16, 1999

RECEIVED

JUL 19 1999

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

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**BY HAND**

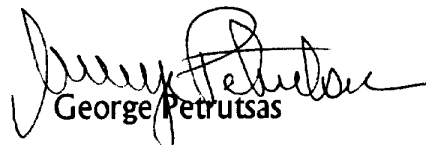
Magalie Roman Salas, Esquire  
Secretary  
Federal Communications Commission  
The Portals  
445 12<sup>th</sup> Street, SW, Room TWB204  
Washington, D.C. 20554

**Re: PR Docket No. 92-235**

Dear Ms. Salas:

I am submitting herewith for filing in PR Docket 92-235, letters from WCLA Telecommunications, Inc.; Champion Pacific Timberlands, Inc.; and from Britton Lumber Company, Inc. These letters support in substance the Petition for Partial Stay and the Petition for Partial Reconsideration of the Forest Industries Telecommunications requesting the Commission to stay and to reconsider part of its Second Memorandum Opinion and Order, released in this proceeding on July 6, 1999. Four additional copies are provided for distribution to the staff.

Very truly yours,

  
George Petrutsas

GP/dd  
Enclosure

cc: Service List

No. of Copies rec'd  
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074



# WCLA TELECOMMUNICATIONS INC.

July 14, 1999

Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street NW  
Washington, DC 20554

RE: Docket 92-235  
Forest Industries Telecommunication (FIT) Petition for Partial Stay

To the Secretary,

My name is George Kirkmire and I am the Telecommunications Coordinator for the Washington Contract Loggers Association, a trade association representing over 700 independent logging companies and associated industries in Washington State. As part of the many services we provide for our members, WCLA Telecommunications Inc. operates a series of 13 of lowband (below 50 MHz) repeaters located statewide. Our members use these repeaters for safety and business purposes while working in remote, forested areas.

I am writing to you in support of FIT's opposition of the FCC's Second Memorandum Opinion & Order Published in the Federal Register on July 6, 1999. While WCLA Telecommunications Inc. is not currently licensed on any of the frequencies affected by the Second Memorandum Opinion & Order, we are very concerned that we may very well lose our current frequency coordinator, FIT. Allowing the exclusive coordination of the VHF and UHF channels, former Forest Products Radio Service channels and now within the general Industrial/Business pool, by the Petroleum and Power Utilities Radio Service Coordinators will deal a mortal blow to FIT.

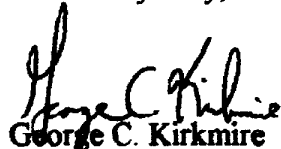
I was not aware that it is now the federal government's responsibility to determine who fails and who succeeds within the marketplace. But, unfortunately, that is exactly what will happen if the Second Memorandum Opinion & Order is allowed to stand. A significant block of frequency coordination business will be taken away from FIT and handed over for exclusive coordination by another entity, almost ensuring the demise of FIT.

FIT has for years coordinated the radio frequency spectrum allocated to the forest products industry. They made a successful transition with the implementation of the Refarming Document and had been able to branch out and coordinate frequencies for other industries with the same expertise that they have offered to the forest products industry. Much of that success came about by FIT offering a much more professional service and quicker licensing turnaround time than many of their competitors.

In short, the Second Memorandum Opinion & Order not only creates a monopoly for coordination of frequencies for select coordinators, it also denies me a legitimate choice in who I have available to coordinate my frequencies in the future. I want a coordinator who understands the special needs associated with the forest products industry to coordinate my frequencies. And again, while WCLA Telecommunications Inc. does not have any licenses in the affected frequency range, who is to say that may not be the case in the future, given the pace the FCC is working to Refarm the radio frequency spectrum and sell it to the highest bidder.

Thank you for letting me submit my comments on this matter.

Yours very truly,



George C. Kirkmire

Telecommunications Coordinator

July 12, 1999

Forest Industry Telecommunications  
871 County Club Road  
Suite A  
Eugene, OR 97401

Re. PR Docket No. 92-235  
Second Memorandum Opinion and Order  
Forest Industries Telecommunication opposition

Champion Pacific Timberlands Inc. (CPTI) is a Forest Products Radio Service Licensee that will be affected by the FCC's Second MO&O published in the Federal Register on July 6, 1999. CPTI fully supports Forest Industry Telecommunications' opposition of the Memorandum Opinion and Order.

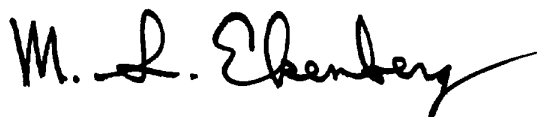
On April 28 of this year, 1999, Champion Pacific Timberlands Inc. was issued a Radio Station License identified by the FCC as Conventional Industrial/Business Pool Radio Service, ( Call Sign: WRL430 ). It is CPTI's understanding that several frequencies identified on this license could be removed from the current category and placed in a frequency coordinator category that would make these channels exclusive activity of the Petroleum (API) or Power Utilities (UTC) radio service certified coordinator.

Champion Pacific Timberlands Inc. has held these radio frequencies for over 25 years and has been a member supported by the Forest Industry Telecommunications for over 25 years. CPTI feels that the FCC would take away its' choice of frequency coordinator and is totally ignoring the vital, safety related activities of two-way radio in the Forest Products environment. The FCC has not set any benchmarks for coordination by these coordinators and rather than promote competitive frequency coordination is mandating the requirement that CPTI obtain coordination on its' existing system from a specific coordinator.

Neither CPTI, as a licensee, nor Forest Industry Telecommunications as a coordinator was given any advanced warning of the Commission's intention to implement such a far reaching rule. This decision effectively would take away channels that CPTI has been historically licensed on for over 50 years and have successfully shared with the Petroleum and Power Utility Radio Services. CPTI has

CPTI is strongly opposed to the actions of the Commission to revoke FIT's authority to coordinate on frequencies that have been formerly allocated to the Forest Products Radio service prior to implementation of spectrum "Refarming".

Sincerely,

A handwritten signature in black ink, appearing to read "M. Ekenberg", with a long, sweeping horizontal stroke extending to the right.

Max Ekenberg  
Vice President and General Manager of CPTI

cc: Jack Ward  
Rich Potter



**Britton Lumber Company, Inc.**

Wholesale Building Materials - White Pine Sawmill  
P.O. Box 38 7 Ely Road, Fairlee, VT 05045  
802 333-4388 Fax 802 333-4295 brittondg@aol.com

Forest Industry Telecommunications  
871 Country Club Road  
Suite A  
Eugene, OR 97401

July 14, 1999

Re. PR Docket No. 92-235  
Second Memorandum Opinion and Order  
Forest Industries Telecommunications opposition

I am writing to express our support for FIT's opposition of the FCC's Second MO&O Published in the Federal Register on July 6, 1999.

Britton Lumber Company is licensed on the frequencies that are affected by the Second Memorandum and Order (2nd MO&O) which results in removing them from the Industrial/Business pool and makes frequency coordination on these channels the exclusive activity of the Petroleum (API) or Power Utilities (UTC) radio service certified coordinator.

This action takes away our choice of frequency coordinator and we feel that the FCC, in making its decision, is totally ignoring the vital, safety related activities of two-way radio in the Forest Products environment. The FCC also set no benchmarks for coordination by these coordinators and rather than promote competitive frequency coordination, is mandating the requirement that you obtain frequency coordination on your existing system from a specific coordinator.

Neither our company, as a licensee, nor FIT as a coordinator was given any advance warning of the Commission's intention to implement such a far reaching Rule Making, effectively taking away channels that licensees like yourself have been historically licensed on (over 50 years) and successfully shared with the Petroleum and Power Utility Radio Services.

We are strongly opposed to the actions of the Commission to revoke FIT's authority to coordinate on frequencies that have been formerly allocated to the Forest Products Radio service prior to implementation of spectrum "Refarming."

Sincerely,

Douglas G. Britton

President

### **CERTIFICATE OF SERVICE**

I, Delphine Irene Davis, a secretary in the law firm of Fletcher, Heald & Hildreth, hereby certify that on this 19<sup>th</sup> day of July, 1999, copies of the foregoing *PR Docket No. 92-235* were served on parties stated below via first-class U.S. mail:

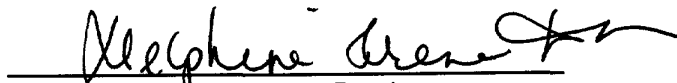
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Delphine Irene Davis